

Electronically Recorded

Official Public Records

Tarrant County Texas

2009 Aug 13 02:18 PM

Fee: \$ 48.00

Submitter: SIMPLIFILE

D209217631

9 Pages

**SECOND AMENDMENT TO OIL AND GAS LEASE****THE STATE OF TEXAS****COUNTY OF TARRANT**§
§
§**KNOW ALL MEN BY THESE PRESENTS**

WHEREAS, the **CITY OF ARLINGTON**, a home rule municipal corporation of the State of Texas located within Tarrant County, Texas ("Lessor") and **CARRIZO OIL & GAS, INC.**, a Texas corporation ("Lessee") entered into an Oil and Gas Lease (No Surface Use), dated effective as of April 7, 2008 (the "Lease"), as evidenced by a Memorandum of Oil and Gas Lease, dated April 7, 2008, and filed for record in Instrument No. D208340352 of the Real Property Records of Tarrant County, Texas; and

~~**WHEREAS**, Lessor and Lessee entered into an Amendment to Oil and Gas Lease, executed on January 22, 2009, but effective as of the effective date of the Lease, and filed for record in Instrument No. D209035262 of the Real Property Records of Tarrant County, Texas; and~~

WHEREAS, Lessor and Lessee now desire to amend the Lease, as specified below;

NOW, THEREFORE, for valuable consideration and in consideration of mutual covenants, Lessor and Lessee hereby agree as follows:

1. The Lease land description on Exhibit "A" shall be modified to include the following tracts of land, containing in the aggregate approximately 6.442 acres:
 199. Being approximately **.40 acres** of land, out of the O. Medlin Survey, Abstract No. 1043, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warrant Deed, as recorded in Volume 10610, Page 979, of the Deed Records of Tarrant County, Texas.
 200. Being parts of Lots 26, 27, and 28, Block 3, out of the Ditto Collins Addition, an addition to the City of Arlington, Tarrant County, Texas, and approximately **.031 acres** of land, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3289, Page 186, of the Deed Records of Tarrant County, Texas.
 201. Being Lot 1, Block 1, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.2045 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11612, Page 168, of the Deed Records of Tarrant County, Texas.
 202. Being Lot 1R, Block 2, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.1766 acres** of

land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 12274, Page 737, of the Deed Records of Tarrant County, Texas.

-
203. Being Lot 2R, Block 2, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.1403 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11678, Page 1823, of the Deed Records of Tarrant County, Texas.
204. Being Lot 3R, Block 2, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.149 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11721, Page 415, of the Deed Records of Tarrant County, Texas.
205. Being Lot 4R, Block 2, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.1411 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11613, Page 1294, of the Deed Records of Tarrant County, Texas.
-
206. Being Lot 5, Block 2, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.1764 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11888, Page 1006, of the Deed Records of Tarrant County, Texas.
207. Being Lot 1R, Block 3, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.1139 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11738, Page 1514, of the Deed Records of Tarrant County, Texas.
208. Being Lot 25R, Block 3, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.0715 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11671, Page 116, of the Deed Records of Tarrant County, Texas.
209. Being Lot 1, Block 4, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.1089 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11598, Page 718, of the Deed Records of Tarrant County, Texas.
210. Being Lot 30, Block 4, out of the Southridge Park Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately **.0985 acres** of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 11544, Page 385, of the Deed Records of Tarrant County, Texas.
211. Being approximately **.172 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of
-

Arlington by Warranty Deed, as recorded in Volume 10626, Page 2048, of the Deed Records of Tarrant County, Texas.

-
212. Being approximately **.0015 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 4697, Page 251, of the Deed Records of Tarrant County, Texas.
213. Being approximately **.009 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3280, Page 66, of the Deed Records of Tarrant County, Texas.
214. Being approximately **.0070 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3280, Page 68, of the Deed Records of Tarrant County, Texas.
-
215. Being approximately **.0060 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3280, Page 60, of the Deed Records of Tarrant County, Texas.
216. Being approximately **.0040 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3280, Page 70, of the Deed Records of Tarrant County, Texas.
217. Being approximately **.000860 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3297, Page 485, of the Deed Records of Tarrant County, Texas.
218. Being approximately **.01430 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3297, Page 490, of the Deed Records of Tarrant County, Texas.
219. Being approximately **.01280 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3297, Page 486, of the Deed Records of Tarrant County, Texas.
220. Being approximately **.0360 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3297, Page 488, of the
-

Deed Records of Tarrant County, Texas.

-
221. Being approximately **.0360 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3289, Page 184, of the Deed Records of Tarrant County, Texas.
222. Being approximately **.0760 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3306, Page 424, of the Deed Records of Tarrant County, Texas.
223. Being approximately **.0120 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3306, Page 422, of the Deed Records of Tarrant County, Texas.
-
224. Being approximately **.010 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3289, Page 182, of the Deed Records of Tarrant County, Texas.
225. Being approximately **.012 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3297, Page 491, of the Deed Records of Tarrant County, Texas.
226. Being approximately **.0120 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3280, Page 59, of the Deed Records of Tarrant County, Texas.
227. Being approximately **.0030 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3324, Page 413, of the Deed Records of Tarrant County, Texas.
228. Being approximately **.0330 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3334, Page 19, of the Deed Records of Tarrant County, Texas.
229. Being approximately **.0965 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3289, Page 191, of the Deed Records of Tarrant County, Texas.
-

230. Being approximately **.0220 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3318, Page 593, of the Deed Records of Tarrant County, Texas.
-
231. Being approximately **.00720 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3381, Page 567, of the Deed Records of Tarrant County, Texas.
232. Being approximately **.0110 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3342, Page 110, of the Deed Records of Tarrant County, Texas.
-
233. Being approximately **.0170 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3342, Page 112, of the Deed Records of Tarrant County, Texas.
234. Being approximately **.0140 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3342, Page 113, of the Deed Records of Tarrant County, Texas.
235. Being approximately **.010 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3342, Page 115, of the Deed Records of Tarrant County, Texas.
236. Being approximately **.007 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3342, Page 117, of the Deed Records of Tarrant County, Texas.
237. Being approximately **.0030 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3342, Page 118, of the Deed Records of Tarrant County, Texas.
238. Being approximately **.0030 acres** of land, out of the John Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 3280, Page 62, of the Deed Records of Tarrant County, Texas.

239. Being approximately **.0031 acres** of land, out of the Weeks Addition, an addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 4697, Page 247, of the Deed Records of Tarrant County, Texas.
-
240. Being approximately **.0638 acres** of land, out of the Baptist Temple Addition, an Addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 4697, Page 255, of the Deed Records of Tarrant County, Texas.
241. Being Lot 9, out of the O.J. Parr Addition, an addition to the City of Arlington, Tarrant County, Texas, and being approximately .170 acres of land, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 10739, Page 927, of the Deed Records of Tarrant County, Texas; **SAVE** and **EXCEPT** .091 acres of land, conveyed to Sanders and Kay Greenspan, as recorded in Volume 12659, Page 1525, of the Deed Records of Tarrant County, Texas, leaving **.079 net mineral acres**.
-
242. Being approximately **1.027 acres** of land, out of the J. Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 8059, Page 1197, of the Deed Records of Tarrant County, Texas.
243. Being approximately **.3029 acres** of land, out of the Baptist Temple Addition, an addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed. As recorded in Volume 8059, Page 1193, of the Deed Records of Tarrant County, Texas.
244. Being approximately **1.6841 acres** of land, out of the J. Huitt Survey, Abstract No. 703, and out of the Weeks Addition, an addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 8059, Page 1189, of the Deed Records of Tarrant County, Texas.
245. Being approximately **.1607 acres** of land, out of the Weeks Addition, an addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 4302, Page 634, of the Deed Records of Tarrant County, Texas.
246. Being approximately **.1607 acres** of land, out of the Weeks Addition, an addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Right of Way Deed, as recorded in Volume 4302, Page 643, of the Deed Records of Tarrant County, Texas.
247. Being approximately **.029 acres** of land, out of the J. Huitt Survey, Abstract No. 703, City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington

by Warranty Deed, as recorded in Volume 4510, Page 868, of the Deed Records of Tarrant County, Texas.

248. Being approximately .491 acres of land, out of the Baptist Temple Addition, an addition to the City of Arlington, Tarrant County, Texas, conveyed to the City of Arlington by Warranty Deed, as recorded in Volume 10288, Page 868, of the Deed Records of Tarrant County, Texas; **SAVE** and **EXCEPT** approximately .019 acres of land, as conveyed to Tarrant County, as recorded in Volume 1551, Page 410, of the Deed Records of Tarrant County, Texas, leaving **.472 net mineral acres**.

2. Miscellaneous. The Lease, as expressly amended by this Second Amendment, shall continue in full force and effect in accordance with its terms. If the terms of this Second Amendment conflict with the terms of the Lease, then the terms of this Second Amendment shall govern.

3. Counterparts. This Second Amendment may be executed in multiple counterparts, and by the parties hereto on separate counterparts, and each counterpart, when so executed and delivered shall constitute an original agreement, and all such separate counterparts shall constitute one and the same agreement.

4. Memorandum. It is understood and agreed that a Memorandum of Second Amendment to Oil and Gas Lease may be filed of record for the purpose of providing record notice of the existence of this Second Amendment in lieu of recording the executed original. Said Memorandum of Second Amendment to Oil and Gas Lease shall be recorded in the Official Public Records of Tarrant County, Texas, within a reasonable time by Lessee with a copy thereof to be promptly furnished to Lessor.

EXECUTED this 30th day of July, 2009, but effective as of the effective date of the Lease.

LESSEE:

CARRIZO OIL & GAS, INC.
A TEXAS CORPORATION

By: 

Name: Andrew R. Agosto

Title: Vice-President

LESSOR:

CITY OF ARLINGTON, TEXAS

By: Fiona M Allen
Name: Fiona M. Allen
Title: Deputy City Manager

ATTEST:

Karen Barlar
Karen Barlar, City Secretary

APPROVED AS TO FORM:

Jay Doegey
Jay Doegey, City Attorney

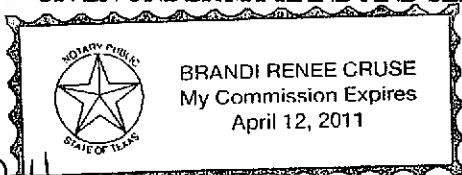
ACKNOWLEDGEMENTS

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

CARRIZO OIL & GAS, INC.

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared Andrew R. Agosto, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed same for and as the act and deed of **CARRIZO OIL & GAS, INC.**, thereof, and for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 30th day of July, 2009.



4-12-11
My Commission Expires

Brandi Cruse
Notary Public in and for
The State of Texas
Brandi Cruse
Notary's Printed Name

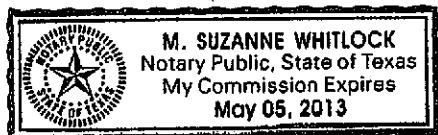
THE STATE OF TEXAS §

CITY OF ARLINGTON, TEXAS

COUNTY OF TARRANT §

BEFORE ME, the undersigned authority, a Notary Public in and for the State of Texas, on this day personally appeared **Fiona M. Allen**, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed same for and as the act and deed of the **CITY OF ARLINGTON, TEXAS**, a municipal corporation of the State of Texas, Tarrant County, Texas, and as the **Deputy City Manager** thereof, and for the purposes and consideration therein expressed and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 6th day of August, 2009.



M. Suzanne Whitlock
Notary Public in and for
The State of Texas

My Commission Expires 5/5/13

M. SUZANNE WHITLOCK
Notary's Printed Name